

**SPECIAL MEETING AGENDA  
BOARD OF SUPERVISORS  
SONOMA COUNTY  
575 ADMINISTRATION DRIVE, ROOM 102A  
SANTA ROSA, CA 95403**

**FRIDAY**

**DECEMBER 29, 2017**

**8:30 A.M.**

Susan Gorin  
David Rabbitt  
Shirlee Zane  
James Gore  
Lynda Hopkins

First District  
Second District  
Third District  
Fourth District  
Fifth District

Sheryl Bratton  
Bruce Goldstein

County Administrator  
County Counsel

This is a simultaneous meeting of the Board of Supervisors of Sonoma County, the Board of Directors of the Sonoma County Water Agency, the Board of Commissioners of the Community Development Commission, the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Public Finance Authority, and as the governing board of all special districts having business on the agenda to be heard this date. Each of the foregoing entities is a separate and distinct legal entity.

The Board welcomes you to attend its meetings which are regularly scheduled each Tuesday at 8:30 a.m. Your interest is encouraged and appreciated.

**AGENDAS AND MATERIALS:** Agendas and most supporting materials are available on the Board's website at <http://www.sonoma-county.org/board/>. Due to legal, copyright, privacy or policy considerations, not all materials are posted online. Materials that are not posted are available for public inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday, at 575 Administration Drive, Room 100A, Santa Rosa, CA.

**SUPPLEMENTAL MATERIALS:** Materials related to an item on this agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Board of Supervisors office at 575 Administration Drive, Room 100A, Santa Rosa, CA, during normal business hours.

**DISABLED ACCOMMODATION:** If you have a disability which requires an accommodation, an alternative format, or requires another person to assist you while attending this meeting, please contact the Clerk of the Board at (707) 565-2241 or [bos@sonoma-county.org](mailto:bos@sonoma-county.org) as soon as possible to ensure arrangements for accommodation.

**Public Transit Access to the County Administration Center:**

Sonoma County Transit: Rt. 20, 30, 44, 48, 60, 62

Santa Rosa CityBus: Rt. 14

Golden Gate Transit: Rt. 80

For transit information call (707) 576-RIDE or 1-800-345-RIDE or visit or <http://www.sctransit.com/>

***APPROVAL OF THE CONSENT CALENDAR***

The Consent Calendar includes routine financial and administrative actions that are usually approved by a single majority vote. There will be no discussion on these items prior to voting on the motion unless Board Members request specific items be discussed and/or removed from the Consent Calendar. There will an opportunity for the public to comment on the consent calendar prior to it being voted upon.

***PUBLIC COMMENT***

Any member of the public may address the Board on a matter listed on the agenda. Commenters are requested to fill out a Speaker Card and to come forward to the podium when recognized by the Board Chair. Please state your name and limit your comments to the agenda item under discussion. Available time for comments is determined by the Board Chair based on agenda scheduling demands and total number of speakers.

## **8:30 A.M. CALL TO ORDER**

### **PLEDGE OF ALLEGIANCE**

#### **I. APPROVAL OF THE AGENDA**

(Items may be added or withdrawn from the agenda consistent with State law)

#### **II. CONSENT CALENDAR**

##### **REGIONAL PARKS**

##### **AND**

##### **AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT/ SONOMA COUNTY WATER AGENCY/RUSSIAN RIVER COUNTY SANITATION DISTRICT / OCCIDENTAL COUNTY SANITATION DISTRICT/SOUTH PARK COUNTY SANITATION DISTRICT**

(Directors: Gorin, Rabbitt, Zane, Gore, Hopkins)

##### **AND**

##### **SONOMA VALLEY COUNTY SANITATION DISTRICT**

(Directors: Gorin, Zane, Mayor Agrimonti)

1. Concurrent Resolution Making Findings of a Continuing Need to Perform Emergency Work to Stabilize Dangerous Conditions Resulting From the Sonoma Complex Fires Adopt a Resolution Doing the Following:
  - A) Making finds that there is an emergency need to stabilize dangerous conditions in and adjacent to County, Agency, and District owned property resulting from the Complex Fire; and
  - B) Suspending Competitive Bidding Requirements; for the Removal of Dangerous Vegetation from County Rights-of-Way Due to the Sonoma Complex Fires; and
  - C) Authorizing the Director of Regional Parks, the General Manager of the Open Space District, and the General Manager of the Water Agency to execute contracts necessary to stabilize dangerous conditions resulting from the Complex Fire; and
  - D) Making an exemption determination under the California Environmental Quality Act; and
  - E) Ratifying any emergency contracts entered into by Director of General Services, the Director of Regional Parks, the Director of Transportation and Public Work, the General Manager of the Open Space District, and the General Manager of the Water Agency relating to these issues.(4/5<sup>th</sup> Vote Required)(2/3<sup>rd</sup> SVSD Vote Required)

##### **COUNTY ADMINISTRATOR/FIRE AND EMERGENCY SERVICES**

2. Extension of Proclamation of Local Emergency Due to Sonoma Complex Fire  
Adopt a Resolution Extending the Proclamation of Local Emergency Issued on October 9, 2017, for another 30 Days Due to Damage Arising from the Complex Fire and the Impending Onset of the Rainy Season.  
(4/5<sup>th</sup> Vote Required)

##### **APPOINTMENTS/ REAPPOINTMENTS**

3. Approve the appointment of Shirlee Zane to the Mayors' and Councilmembers' Association of Sonoma County, ending December 31, 2018. (Countywide)

### **III. BOARD MEMBER REPORTS ON ASSIGNED BOARDS, COUNCILS, COMMISSIONS OR OTHER ATTENDED MEETINGS**

### **IV. REGULAR CALENDAR**

#### **COUNTY ADMINISTRATOR/BOARD OF SUPERVISORS**

4. Fire Recovery Update:  
Receive Update on Fire Recovery Efforts and Consider Next Steps.

5. **PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD AND ON BOARD MEMBER REPORTS**

(Any member of the public may address the Board on a matter not listed on the agenda as long as the subject matter is within the jurisdiction of the Board. Commenters are requested to fill out a Speaker Card and to come forward to the podium when recognized by the Board Chair. Please state your name and limit your comments to matters within the Board's jurisdiction. Available time for comments is determined by the Board Chair based on agenda scheduling demands and total number of speakers. When this item is scheduled, the Board generally will hear public comments for up to twenty minutes. Available time for comments is determined by the Board Chair based on agenda scheduling demands and total number of speakers. Any additional non-agendized item speakers will be heard following consideration of the agendized matters. While members of the public are welcome to address the Board, under the Brown Act open meeting laws, Board members may not deliberate or take action on items not on the agenda.)

6. Permit and Resource Management Department: Review and possible action on the following:  
Acts and Determinations of Planning Commission/Board of Zoning Adjustments  
Acts and Determinations of Project Review and Advisory Committee  
Acts and Determinations of Design Review Committee  
Acts and Determinations of Landmarks Commission  
Administrative Determinations of the Director of Permit and Resource Management  
(All materials related to these actions and determinations can be reviewed at:  
<http://www.sonoma-county.org/prmd/b-c/index.htm>)

7. **ADJOURNMENT**

**NOTE:** The next Regular Board Meeting will be held on January 9, 2018 at 8:30 a.m.  
**Upcoming Hearings** (All dates are tentative until each agenda is finalized)



## County of Sonoma Agenda Item Summary Report

Clerk of the Board  
575 Administration Drive  
Santa Rosa, CA 95403

**Agenda Item Number: 1**  
(This Section for use by Clerk of the Board Only.)

**To:** Sonoma County Board of Supervisors, Board of Directors of the Sonoma County Agricultural Preservation and Open Space District, Board of Directors of the Sonoma County Water Agency, Board of Directors of the Russian River County Sanitation District, Board of Directors of the Occidental County Sanitation District, Board of Directors of the Sonoma Valley County Sanitation District, and Board of Directors of the South Park County Sanitation District

**Board Agenda Date:** December 29, 2017

**Vote Requirement:** 4/5

**Department or Agency Name(s):** Regional Parks, Sonoma County Agricultural Preservation and Open Space District, Sonoma County Water Agency, Russian River County Sanitation District Property, Occidental County Sanitation District, Sonoma Valley County Sanitation District, and South Park County Sanitation District

**Staff Name and Phone Number:**

Bert Whitaker, 565-3064  
Bill Keene, 565-7348  
Michael Thompson, 547-1911

**Supervisory District(s):**

All

**Title:** Concurrent Resolution Making Findings of a Continuing Need to Perform Emergency Work to Abate and Stabilize Dangerous Conditions Resulting From the Sonoma Complex Fires.

### Recommended Actions:

Board of Supervisors and the respective Boards of Directors Adopt a Concurrent Resolution:

- 1) Making findings that there is a continuing emergency need to abate and stabilize dangerous conditions resulting from the Sonoma Complex Fires; and
- 2) Extending the suspension of the requirements for competitive bidding; and
- 3) Authorizing the County Director of Regional Parks, and the General Managers of the Sonoma County Agricultural Preservation and Open Space District and the Sonoma County Water Agency, to execute contracts necessary to abate and stabilize dangerous conditions resulting from the Sonoma Complex Fires; and
- 4) Making an exemption determination under the California Environmental Quality Act; and
- 5) Ratifying any emergency contracts entered into by Director of Regional Parks, or the General Managers of the Sonoma County Agricultural Preservation and Open Space District and the Sonoma County Water Agency relating to these issues. [4/5ths vote required]

**Executive Summary:**

This joint item requests the Board of Supervisors and Boards of Directors for the Sonoma County Agricultural Preservation and Open Space District (“District”), Sonoma County Water Agency, Russian River County Sanitation District, Occidental County Sanitation District, Sonoma Valley County Sanitation District, and South Park County Sanitation District (collectively “Water Agency”) adopt a concurrent resolution finding and declaring a continuing emergency need to abate and stabilize dangerous conditions resulting from the Sonoma Complex Fires; extending the suspension of the requirements for competitive bidding; authorizing the Director of Regional Parks, the General Manager of Sonoma County Agricultural Preservation and Open Space District Property, and the General Manager of the Sonoma County Water Agency to execute contracts as necessary to abate and stabilize dangerous conditions resulting from the Sonoma Complex Fires; making an exemption determination under the California Environmental Quality Act (“CEQA”) due to damages arising from multiple complex fires that began on Sunday, October 8, 2017, causing extreme property damage and health and safety concerns; and ratifying emergency contracts entered into by Director of Regional Parks, General Manager of the District, and General Manager of the Water Agency related to these issues.

**Discussion:**

The Sonoma Complex Fires began on Sunday, October 8, 2017. In response, the Emergency Operations Center (EOC) was activated at approximately 12:00 a.m. on Monday, October 9, 2017, to assist with managing the impacts. The County Administrator/Director of Emergency Services issued a Proclamation of Existence of Local Emergency in Sonoma County Operational Area in the early morning hours of Monday, October 9, 2017, as soon as reports of quickly-moving fires and health and safety concerns arrived. Later that day, the County Administrator supplemented that Proclamation and requested state and federal assistance. The Board of Supervisors, the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District, and the Board of Directors of the Sonoma County Water Agency ratified the Proclamation on October 10, 2017, and subsequently extended the proclamation of local emergency for 30 days on November 7, 2017.

As a result of the Sonoma Complex Fires, dangerous conditions have arisen on numerous properties owned or maintained by the County, the District, and the Water Agency that were sudden and unexpected, and pose a clear and imminent danger requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services. These dangerous conditions include, but are not limited to, the following:

There is an immediate and continuing need for the removal of dangerous conditions on County property, District Property, and property owned or operated by the Sonoma County Water Agency, including but not limited to the removal of compromised trees. The purpose is to protect first responders, staff and the public from falling limbs and collapsing trunks. Additionally, critical access will be maintained to areas still affected by fires ensuring that first responders have as many access points to attack fires and protect property as possible. This operation exceeds the capacity of County, District and/or Water Agency forces and would pull staff from conducting necessary ongoing emergency operations.

Fire damaged hillsides and slopes are unstable due to a loss of brush and tree cover which would normally prevent erosion and slides. There is an urgent need for action to remove compromised trees and stabilize

those areas before the winter rains to stabilize the slopes. One stabilization process, the hydroseeding process, can cover a large area rapidly and is a process that allows plants to germinate quickly, providing some relief from this danger. The scope of this work would extend to all fire affected areas of the unincorporated county and would emphasize areas where upslope fire damage makes slides a particular risk to people, structures, and infrastructure such as roads and utilities. The County, District and Water Agency do not have the capacity and/or expertise to deliver these safety measures and would normally issue a notice inviting bids to hire a contractor. The normal contracting process takes two to three months from a minimum advertising period through assessing bids and awarding and executing contracts. This delay would mean that it would not be possible to perform necessary work to critical areas prior to the onset of wet, winter weather.

Additionally, the Water Agency operates and manages several sanitation districts or zones within the County of Sonoma, including the Russian River County Sanitation District Property, Occidental County Sanitation District, Sonoma Valley County Sanitation District, South Park County Sanitation District, Airport/Larkfield/Wikiup Sanitation Zone, Geyserville Sanitation Zone, Penngrove Sanitation Zone and Sean Ranch Sanitation Zone. As a result of the Sonoma Complex fires, there is an immediate risk to safety and public health if hazardous waste enters the sanitation systems because it could disrupt the sanitation plants and/or pass through the sanitation system and be disbursed into county watersheds. Therefore, there is an urgent need to plug sewer laterals on private property to prevent any hazardous waste from entering the system. The normal contracting process takes two to three months from a minimum advertising period through assessing bids and awarding and executing contracts. This delay would mean that it would not be possible to perform necessary preventative measures to protect public health and safety in a timely manner.

While the fires have been contained, the clean-up efforts are still ongoing. The County, the District, and the Water Agency have made significant strides in their efforts to remove compromised trees and dangerous conditions from public property. Despite this progress, there remains a continuing and immediate need to take additional action to abate dangerous conditions on County, District, and Water Agency properties and to stabilize denuded hillsides, embankments, and fire burned areas caused by the Sonoma Complex Fires in order to protect public safety and preserve County, District, and Water Agency property from debris flows anticipated with the onset of rainy season. The rainy season officially began on November 1, and a series of storms have already dropped up to three inches of rain on the fire burned areas. The purpose is to protect staff and the public from uncontrolled debris flow and mudslides. Additionally, critical access will be maintained to areas still impacted by the fires ensuring that residents and the debris removal teams have as many access points to remove the debris caused by the Complex Fires and protect property as possible. As long as the fire debris remains on the ground, it poses an imminent and extensive threat to public health and safety, the environment (including creating serious concerns for water quality and supply due to the presence of hazardous materials and the damage to sewer service laterals), public infrastructure, and undamaged property. This operation exceeds the capacity of County forces and would pull staff from conducting necessary ongoing recovery operations.

The normal contracting process takes two to three months from a minimum advertising period through assessing bids and awarding and executing contracts. This delay would mean that it would not be possible to provide the necessary public services needed to protect public health and safety in a timely manner.

Public Contract Code section 22050 authorizes the County, the District, and the Water Agency to enter into contracts for public projects as may be necessary to mitigate emergency conditions without giving notice for bids. Additionally, pursuant to Public Contract Code Section 22035, this emergency work may proceed without adopting plans or specifications. If approved, this item will be brought back to the Board every 14 days thereafter to determine [by 4/5 vote] if there is a need to continue the action without competitive bidding. The Boards are obligated to terminate the waiver of the bid process at the earliest possible date that conditions warrant so that the remainder of the work may be completed under the bid process.

Staff recommend making a finding in the resolution that the requirements of CEQA do not apply because the emergency work is exempt because the emergency described above came about in a “sudden and unexpected manner” and poses an “imminent danger, demanding immediate action to prevent or mitigate” loss of life and property as those phrases are used in the definition of the word “emergency” contained in section 15359 of the California Administrative Code and as the word “emergency” is used in sections 210801(b)(2) and (b)(4) of the Public Resources Code; however the Director of Regional Parks, General Manager of the District and General Manager of the Water Agency shall, to the extent they deems feasible in their sole discretion, take steps to mitigate any apparent and significant environmental impacts of the work authorized herein.

Staff recommends ratifying any contracts for the removal/stabilization of dangerous conditions, or related emergency issues described herein, entered into by Director of Regional Parks, General Manager of the District and General Manager of the Water Agency subsequent to the drafting this report to the date of this Board action.

#### **Prior Board Actions:**

11/7/17, 11/21/17, 12/5/17, and 12/19/17: The Board of Supervisors and the Boards of Directors of the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Water Agency, the Russian River County Sanitation District, the Occidental County Sanitation District, the Sonoma Valley County Sanitation District, and the South Park County Sanitation District adopted Resolution No. 17-0433, 17-0452, 17-0454, and 17-0508, respectively, extending emergency contracting authority for 14 days pursuant to California Public Contracts Code section 22050.

10/31/17: The Board of Supervisors adopted Resolution No. 17-0427 extending the delegation of emergency contracting authority to the Director of Transportation and Public Works.

10/24/17: The Board of Supervisors and the Boards of Directors of the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Water Agency, the Russian River County Sanitation District, the Occidental County Sanitation District, the Sonoma Valley County Sanitation District, and the South Park County Sanitation District adopted Resolution No. 17-0415.

10/17/17: The Board of Supervisors adopted Resolution No. 17-0392 delegating emergency contracting authority to the Director of Transportation and Public Works.

#### **Strategic Plan Alignment      Goal 1: Safe, Healthy, and Caring Community**

Adopting a resolution waiving competitive bidding due to the local emergency helps to ensure the safety of the community by removing and/or stabilizing dangerous conditions that pose a safety threat to the public and ensuring the continued provision of essential public services.

Fiscal Summary			
Expenditures	FY 17-18 Adopted	FY 18-19 Projected	FY 19-20 Projected
Budgeted Expenses			
Additional Appropriation Requested			
<b>Total Expenditures</b>			
<b>Funding Sources</b>			
General Fund/WA GF			
State/Federal			
Fees/Other			
Use of Fund Balance			
Contingencies			
<b>Total Sources</b>			
<b>Narrative Explanation of Fiscal Impacts:</b>			
<b>Staffing Impacts</b>			
Position Title (Payroll Classification)	Monthly Salary Range (A – I Step)	Additions (Number)	Deletions (Number)
<b>Narrative Explanation of Staffing Impacts (If Required):</b>			
<b>Attachments:</b>			
Attachment A: Resolution Suspending Competitive Bidding Due to Local Emergency			
<b>Related Items “On File” with the Clerk of the Board:</b>			





County of Sonoma  
State of California

Resolution No.

575 Administration Drive  
Santa Rosa, California

Date: 12/29/2017

**CONCURRENT RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA, THE BOARD OF DIRECTORS OF THE SONOMA COUNTY AGRICULTURAL AND OPEN SPACE DISTRICT, THE BOARD OF DIRECTORS OF THE SONOMA COUNTY WATER AGENCY, THE BOARD OF DIRECTORS OF THE RUSSIAN RIVER COUNTY SANITATION DISTRICT, THE BOARD OF DIRECTORS OF THE SOUTH PARK COUNTY SANITATION DISTRICT, THE BOARD OF DIRECTORS OF THE OCCIDENTAL COUNTY SANITATION DISTRICT, AND THE BOARD OF DIRECTORS OF THE SONOMA VALLEY COUNTY SANITATION DISTRICT FINDING AND DECLARING A CONTINUING EMERGENCY NEED TO ABATE AND STABILIZE DANGEROUS CONDITIONS ON AND ADJACENT TO PUBLIC PROPERTY, EXTENDING THE SUSPENSION OF THE REQUIREMENT OF COMPETITIVE BIDDING, DELEGATING AUTHORITY TO EXECUTE CONTRACTS FOR THE WORK, RATIFYING ANY CONTRACTS MADE BY THE COUNTY DIRECTOR OF REGIONAL PARKS, AND/OR THE GENERAL MANAGERS OF THE SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT OR THE SONOMA COUNTY WATER AGENCY, AND MAKING A DETERMINATION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (4/5THS VOTE REQUIRED)**

**WHEREAS**, conditions of extreme peril to the safety of persons and property arose within the County of Sonoma caused by threat of the existence of multiple fires, referred to as the Sonoma Complex Fires, commencing on or about midnight on the 8<sup>th</sup> day of October, 2017, at which time the Board of Supervisors, and the Board of Directors for the Sonoma County Agricultural and Open Space District ("District"), the Board of Directors for the Sonoma County Water Agency, the Board of Directors of the Russian River County Sanitation District, the Board of Directors of the South Park County Sanitation District, the Board of Directors of the Occidental County Sanitation District, and the Board of Directors of the Sonoma Valley County Sanitation District (collectively "Water Agency") were not in session; and

**WHEREAS**, the County Administrator of the County of Sonoma did proclaim the existence of a local emergency within the Sonoma County Operational Area on the 9th day of October, 2017 and then made another proclamation with a request that the Governor of the State of California make available California Disaster Act Assistance and seek all available forms of disaster assistance and relief programs, including a request for a Presidential Declaration of a Major Disaster; and

**WHEREAS**, on October 10, 2017, the Sonoma County Board of Supervisors, Board of Directors of the District, and the Board of Directors of the Sonoma County Water Agency ratified the Proclamation, to continue the local emergency, make available to the County/Operational Area state and local mutual aid, and allow for any state emergency funding if it is made available; and

**WHEREAS**, the scope of disaster caused by the fast-moving and widespread scope of the destruction of the fire, including loss of many homes and evacuation of thousands of people, has caused the Governor of the State of California to proclaim a State of Emergency and declare eligibility for Fire Management Assistance Grant and other relief programs and the President of the United States to approve a Major Disaster Declaration making federal funding available; and

**WHEREAS**, as a result of the Sonoma Complex Fires, dangerous conditions have arisen on numerous properties owned or maintained by the County, the District and the Water Agency that were sudden and unexpected, and pose a clear and imminent danger requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and

**WHEREAS**, many County, District, and Water Agency owned or maintained properties have been damaged by the fires, including hillsides and slopes that are unstable due to a loss of brush and tree cover which would normally prevent erosion and slides, and there is an urgent need for action to stabilize those areas before the winter rains; and

**WHEREAS**, the Water Agency operates and manages several sanitation districts or zones within the County of Sonoma, including the Russian River County Sanitation District Property, Occidental County Sanitation District, Sonoma Valley County Sanitation District, South Park County Sanitation District, Airport/Larkfield/Wikiup Sanitation Zone, Geyserville Sanitation Zone, Penngrove Sanitation Zone and Sean Ranch Sanitation Zone. As a result of the Sonoma Complex Fires, there is an immediate risk to safety and public health if hazardous waste enters the sanitation systems because it could disrupt the sanitation plants and/or pass through the

sanitation systems and be disbursed into county watersheds. Therefore, there is an urgent need to plug sewer laterals on private property to prevent any hazardous waste from entering the systems; and

**WHEREAS**, the dangerous conditions that have arisen require the immediate abatement and removal of these comprised trees and other dangerous conditions to protect to protect public safety and preserve County, District, and Water Agency property from debris flows anticipated with the imminent onset of the rainy season; and

**WHEREAS**, the rainy season officially began on November 1, and a series of storms have already dropped up to six inches of rain on the fire burned areas; and

**WHEREAS**, the Board of Supervisors and Boards of Directors previously adopted a concurrent Resolution No. 17-0415 delegating emergency contracting authority to the Directors of General Services, Regional Parks, and Transportation and Public Works, and the General Managers of the District and Water Agency pursuant to California Public Contract Code section 22050 and subsequently extended the delegation of emergency contracting authority for 14 days through the adoption of concurrent Resolution No. 17-0433 on November 7, 2017, the adoption of concurrent Resolution No. 17-0452 on November 21, 2017, the adoption of concurrent Resolution No. 17-0454 on December 5, 2017, and most recently through the adoption concurrent Resolution No. 17-0508 on December 19, 2017; and

**WHEREAS**, as long as these dangerous conditions remain on or adjacent to County, District, and Water Agency property, they pose an imminent and extensive threat to public health and safety, the environment (including creating serious concerns for water quality and supply due to the presence of hazardous materials and the damage to sewer service laterals), public infrastructure, and undamaged property; and

**WHEREAS**, the County, the District, and the Water Agency do not have the capacity and/or expertise to deliver these safety measures and would normally issue a notice inviting bids to hire a contractor; and

**WHEREAS**, the normal contracting process takes two to three months from a minimum advertising period through assessing bids and awarding and executing contracts; and

**WHEREAS**, this delay would mean that it would not be possible remove and stabilize the dangerous conditions or provide the necessary public services needed to protect public health and safety in a timely manner; and

**WHEREAS**, these Boards find, based upon substantial evidence, that the emergency will not permit a delay resulting from a formal competitive solicitation for bids and this action is necessary to respond to an emergency;

**NOW, THEREFORE, BE IT RESOLVED** that these Boards hereby concurrently find, declare, determine and order as follows:

1. *Correctness of Recitations.* That the foregoing recitations are true and correct and incorporated herein. Substantial evidence exists that the emergency created by the Sonoma Complex Fires will not permit a delay resulting from competitive solicitation of binds. This action is necessary to respond to the emergency; and
2. *Delegation of Authority.* That the Director of Regional Parks, and the General Managers of the District and Water Agency, with the assistance of County Counsel, are authorized to enter into contracts with contractors and to take such other action as they deems reasonable and necessary to immediately remove and stabilize dangerous conditions on and along property owned or maintained by the County, District or Water Agency to protect the public health and safety, and to protect property owned or maintained Sonoma County Water Agency property and to install the necessary utilities needed to provide essential public services; provided that the authority hereby delegated is limited to the incurring of obligation in an amount not to exceed \$100,000 per contract for the Director of Regional Parks, an amount not to exceed \$45,000 per contract for the General Manager of the District, and in an amount not to exceed \$750,000 per contract for the General Manager of the Water Agency; and
3. *Suspension of Competitive Bidding.* That the requirements of public bidding contained in the Public Contract Code, should such requirements have been applicable absent an emergency, are suspended because of the existence of the dangerous conditions in and along numerous properties owned or maintained by the County, District or Water Agency which could constitute a great public calamity and the immediate need to undertake work to remove the dangerous conditions and stabilize the property, or to install utilities needed to provide essential public services, but that this suspension shall be limited to work deemed reasonable and necessary by the Directors of General Services and Regional Parks, and the General Managers of the District and Water Agency to protect property and to provide continuity of public services; and

4. *Directors' and General Managers' duty to Coordinate and Report.* That the Director of Regional Parks, and the General Managers of the District and Water Agency, are directed, while carrying out the authority delegated by this resolution, to:
  - a. Coordinate their activities as they deem necessary with the staff of the County of Sonoma, District and/or Water Agency and other affected and interested public regulatory agencies and public utilities; and
  - b. Report to these Boards on actions taken pursuant to this resolution and other matters related to this emergency every 14 days; and
  - c. To inspect, observe and prepare a post work report;
5. *Determination of CEQA Exemption.* That the requirements of CEQA do not apply because the emergency work is exempt because the emergency described above came about in a "sudden and unexpected manner" and poses an "imminent danger, demanding immediate action to prevent or mitigate" loss of life and property as those phrases are used in the definition of the word "emergency" contained in section 15359 of the California Administrative Code and as the word "emergency" is used in sections 210801(b)(2) and (b)(4) of the Public Resources Code; however the Director of Regional Parks, and the General Managers of the District and Water Agency shall, to the extent they deem feasible in their sole discretion, take steps to mitigate any apparent and significant environmental impacts of the work authorized herein.
6. *Notice of CEQA Exemption.* This resolution shall constitute a notice of exemption from the requirements of the California Environmental Quality Act;
7. *Ratification of Prior Actions.* All acts by the Director of Regional Parks, the General Manager of the Sonoma County Agricultural Preservation and Open Space District, and the General Manager of the Sonoma County Water Agency pursuant to the Proclamation of Local Emergency for the Sonoma Complex Fires are also hereby ratified.

**PASSED AND ADOPTED** by these Boards this 29th day of December, 2017.

**BOARD OF SUPERVISORS:**

Gorin

Rabbitt

Gore

Hopkins

Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE SONOMA COUNTY AGRICULTURAL AND OPEN SPACE DISTRICT:**

Gorin Rabbitt Gore Hopkins Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE SONOMA COUNTY WATER AGENCY:**

Gorin Rabbitt Gore Hopkins Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE RUSSIAN RIVER COUNTY SANITATION DISTRICT:**

Gorin Rabbitt Gore Hopkins Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE SOUTH PARK COUNTY SANITATION DISTRICT:**

Gorin Rabbitt Gore Hopkins Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE OCCIDENTAL COUNTY SANITATION DISTRICT:**

Gorin            Rabbitt            Gore            Hopkins            Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_

**BOARD OF DIRECTORS OF THE SONOMA VALLEY COUNTY SANITATION**

Gorin            Hundley            Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_



## County of Sonoma Agenda Item Summary Report

Clerk of the Board  
575 Administration Drive  
Santa Rosa, CA 95403

**Agenda Item Number: 2**  
(This Section for use by Clerk of the Board Only.)

**To:** Board of Supervisors

**Board Agenda Date:** December 29, 2017

**Vote Requirement:** 4/5

**Department or Agency Name(s):** County Administrator  
Fire & Emergency Services

**Staff Name and Phone Number:**

Sheryl Bratton, 565-2241  
Chris Helgren, 565-1152

**Supervisory District(s):**

All

**Title:** Extend Proclamation of Local Emergency Due to Sonoma Complex Fire

### Recommended Actions:

Adopt a Resolution Extending the Proclamation of Local Emergency Issued on October 9, 2017, for another 30 Days Due to Damage Arising from the Complex Fire and the Impending Onset of the Rainy Season.

### Executive Summary:

This item requests the Board of Supervisors adopt a resolution approving a 30-day extension of the October 9, 2017 Proclamation of a Local Emergency in the Sonoma County Operational Area due to the effects of the Complex Fire. The Complex Fire began on Sunday, October 9, 2017, causing extreme property damage and health and safety concerns. The County Administrator proclaimed the Existence of a Local Emergency on October 9, 2017, and the Board of Supervisors adopted Resolution No. 17-0389 ratifying that proclamation on October 10, 2017. The fires left a large debris field in their wake. The removal of debris from a wildfire disaster creates unique concerns due to the potential presence of hazardous materials and the large scale of the incident and will require significant resources to remove. The official start of the rainy season in Sonoma County is November 1, and storms have already dropped approximately six inches of rain on the fire burned areas. As long as the residential and commercial fire debris remains on the ground, it poses an imminent and extensive threat to public health and safety, the environment (including creating serious concerns for water quality and supply due to the presence of hazardous materials and the damage to sewer service laterals), public infrastructure, and undamaged property. As required by Government Code section 8630, the Board must review the proclamation of local emergency every 30 days and determine if there is a need for continuing the local emergency.



**Discussion:**

The Complex Fire began on Sunday, October 9, 2017. In response, the Emergency Operations Center (EOC) was activated at approximately 12:00 a.m. on Monday, October 9, 2017, to assist with managing the impacts. In the early morning hours on Monday, the County issued advisory evacuation notices to various impacted areas of Sonoma County. Shelter was made available at various locations throughout the County, and first responders were actively engaged in multiple areas throughout the County as the complex fires' advanced.

The County Administrator/Director of Emergency Services issued a Proclamation of Existence of Local Emergency in Sonoma County Operational Area in the early morning hours of Monday, October 9, 2017, as soon as reports of quickly-moving fires and health and safety concerns arrived. Later that day, the County Administrator supplemented that Proclamation and requested state and federal assistance. The Board of Supervisors ratified the County Administrator's Proclamation of the Existence of a Local Emergency on October 10, 2017. California Government Code section 8630 of Article 14, Local Emergency, of Chapter 7 of the Emergency Services Act requires that the County review the need for continuing the local emergency at least once every 30 days until the governing body terminates the local emergency.

The scope of disaster caused by the fast-moving fire and widespread scale of the destruction instigated the Governor of the State of California to proclaim a State of Emergency (declaring eligibility for State assistance) and brought about the President of the United States to issue a Declaration of a Major Disaster for the State of California, making the Complex Fires eligible for Federal assistance.

While the fires have been fully contained, the hazardous materials clean-up efforts by United States Environmental Protection Agency have been completed, the residential and commercial site specific debris clean up actions are just beginning. The Sonoma Complex Fires resulted in the most devastating wildfires in the history of the State of California. In Sonoma County alone, the fires caused the death of at least 24 people, charred 110,720 acres, destroyed 6,950 structures (including 5,091 housing structures), and displaced more than 100,000 Sonoma County residents.

The Sonoma Complex Fires left a large debris field in their wake. The removal of debris from wild fires creates unique removal concerns due to the potential presence of hazardous materials and the large scale of the incident and poses a threat to public health and safety. The rainy season in Sonoma County officially began on November 1, and storms have already dropped approximately six inches of rain on the fire burned areas. The National Oceanic and Atmospheric Administration is forecasting another wet winter for the North Bay region. As long as residential and commercial fire debris remains on the ground, it poses an imminent and extensive threat to: public health and safety, the environment (including local water quality and supply due to the presence of hazardous materials), public infrastructure, and undamaged property.

Staff recommend that the Board adopt the attached Resolution (i) finding that the severity and pervasiveness of the Sonoma Complex Fires disaster poses an ongoing and imminent threat to public safety and undamaged property that warrants the need to extend the local emergency as authorized by Government Code section 8630 and (ii) approving a 30-day extension of the Proclamation of local emergency.

<b>Prior Board Actions:</b>			
<p>December 5, 2017: Board adopted Resolution No. 17-0457 Declaring the Need For Continuing The Local Emergency Pursuant to Government Code Section 8630 Due To The Sonoma Complex Fires</p> <p>November 7, 2017: Board adopted Resolution Modifying Resolution No. 17-0839 To Comply With Federal Assistance Requirements and Declaring the Need For Continuing The Local Emergency Pursuant to Government Code Section 8630 Due To The Sonoma Complex Fires.</p> <p>October 10, 2017: Board adopted Resolution No. 17-0389 ratifying the County Administrator's proclamation of the existence of a local emergency with the Sonoma County Operation Area.</p>			
<b>Strategic Plan Alignment</b>		Goal 1: Safe, Healthy, and Caring Community	
<b>Fiscal Summary</b>			
<b>Expenditures</b>	<b>FY 17-18 Adopted</b>	<b>FY 18-19 Projected</b>	<b>FY 19-20 Projected</b>
Budgeted Expenses			
Additional Appropriation Requested			
<b>Total Expenditures</b>			
<b>Funding Sources</b>			
General Fund/WA GF			
State/Federal			
Fees/Other			
Use of Fund Balance			
Contingencies			
<b>Total Sources</b>			
<b>Narrative Explanation of Fiscal Impacts:</b>			
<b>Staffing Impacts</b>			
<b>Position Title (Payroll Classification)</b>	<b>Monthly Salary Range (A – I Step)</b>	<b>Additions (Number)</b>	<b>Deletions (Number)</b>

<b>Narrative Explanation of Staffing Impacts (If Required):</b>
<b>Attachments:</b>
Attachment A: Resolution Declaring Need for Continuing The Local Emergency
<b>Related Items “On File” with the Clerk of the Board:</b>



County of Sonoma  
State of California

Resolution No.

575 Administration Drive  
Santa Rosa, California

Date: 12/29/2017

**RESOLUTION OF BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA DECLARING THE NEED FOR CONTINUING THE LOCAL EMERGENCY PURSUANT TO GOVERNMENT CODE SECTION 8630 DUE TO THE SONOMA COMPLEX FIRES**

**WHEREAS**, California Government Code section 8630 and Section 10.5, Chapter 10 of the Sonoma County Code, empowers the County Administrator to proclaim the existence of a local emergency when the county is affected or likely to be affected by a public calamity is subject to ratification by the Board of Supervisors at the earliest practicable time; and

**WHEREAS**, conditions of extreme peril to the safety of persons and property arose within the County caused by threat of the existence of multiple fires, referred to as the Sonoma Complex Fire, commencing on or about midnight on the 9<sup>th</sup> day of October, 2017, at which time the Board of Supervisors of the County of Sonoma was not in session; and

**WHEREAS**, the County Administrator of the County of Sonoma did proclaim the existence of a local emergency within the Sonoma County Operational Area on the 9th day of October, 2017 and then made another proclamation with a request that the Governor of the State of California make available California Disaster Act Assistance and seek all available forms of disaster assistance and relief programs, including a request for a Presidential Declaration of a Major Disaster; and

**WHEREAS**, the scope of disaster caused by the fast-moving and widespread scope of the destruction of the fire, including loss of many homes and evacuation of thousands of people, has caused the Governor of the State of California to proclaim a State of Emergency and declare eligibility for Fire Management Assistance Grant and other relief programs; and

**WHEREAS**, the Federal Government made a Presidential Declaration of the existence of a major disaster for the State of California (FEMA-4344-DR), dated October 10, 2017, and related determinations and amendments; and

**WHEREAS**, on October 10, 2017, the Board of Supervisors of the County of Sonoma adopted Resolution No. 17-0389 ratifying the County Administrator's Proclamations of the existence of a local emergency relating to the Sonoma Complex Fires; and

**WHEREAS**, California Government Code section 8630 of Article 14, Local Emergency, of Chapter 7 of the Emergency Services Act requires that the County review the need for continuing the local emergency at least once every 30 days until the governing body terminates the local emergency; and

**WHEREAS**, the Sonoma Complex Fires resulted in the most devastating wildfires in the history of the State of California, causing the death of at least 24 people, charring 110,720 acres, destroying 6,950 structures (including 5,091 housing structures), and displacing thousands of Sonoma County residents; and

**WHEREAS**, clean-up efforts are ongoing and as of November 28, 2017, 4,424 sites remain to be cleared; and

**WHEREAS**, the Sonoma Complex Fires left a large debris field in their wake, creating unique removal concerns due to the potential presence of hazardous materials and the large scale of the incident; and

**WHEREAS**, the official start of the rainy season in Sonoma County is November 1, and the first storms have already dropped over six inches of rain on the fire burned areas; and

**WHEREAS**, as long as the fire debris remains on the ground, it poses an imminent and extensive threat to public health and safety, the environment (including creating serious concerns for water quality and supply due to the presence of hazardous materials and the damage to sewer service laterals), public infrastructure, and undamaged property; and

**WHEREAS**, due to the severity and pervasiveness of the Sonoma Complex Fires disaster, there is an ongoing and imminent threat to public safety and undamaged property that support the need to continue the local emergency; and

**WHEREAS**, when the initial proclamation of local emergency was issued, the Sonoma Complex Fire was only a local and state emergency; and

**NOW, THEREFORE, IT IS HEREBY DECLARED** that the Board of Supervisors hereby finds there is an ongoing and imminent threat to public safety and undamaged property

that warrant the need to extend the local emergency as authorized by Government Code section 8630; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that the local emergency ratified by Resolution No. 17-0389, as previously amended and extended by Resolution No. 17-0431 on November 7, 2017, and subsequently extended for a further 30 days by Resolution No. 17-0457 on December 5, 2017, is hereby extended for another 30 days in accordance with Government Code section 8630 and shall continue in full force and effect as originally proclaimed by the County Administrator on October 9, 2017, and nothing contained herein shall be construed modify, invalidate, or otherwise affect any provision of said Proclamation of local emergency.

**PASSED AND ADOPTED** by the Board this 29th day of December, 2017.

**SUPERVISORS:**

Gorin              Rabbitt              Gore              Hopkins              Zane

Ayes\_\_\_\_\_ Noes\_\_\_\_\_ Absent\_\_\_\_\_ Abstain\_\_\_\_\_

**SO ORDERED**

Resolution No. \_\_\_\_\_



## County of Sonoma Agenda Item Summary Report

Clerk of the Board  
575 Administration Drive  
Santa Rosa, CA 95403

**Agenda Item Number: 3**  
(This Section for use by Clerk of the Board Only.)

**To:** Board of Supervisors

**Board Agenda Date:** December 29, 2017

**Vote Requirement:** Majority

**Department or Agency Name(s):**

**Staff Name and Phone Number:**

Supervisor Shirlee Zane  
(707) 565-2241

**Supervisorial District(s):**

Third District

**Title:** Appointment

**Recommended Actions:**

Approve the appointment of Shirlee Zane to the Mayors' and Councilmembers' Association of Sonoma County ending December 31, 2018. (Countywide)

**Executive Summary:**

Approve the appointment of Shirlee Zane to the Mayors' and Councilmembers' Association of Sonoma County ending December 31, 2018. (Countywide)

The Mayors' and Councilmembers' Association of Sonoma County request the Chair of the Board of Supervisors nominate a liaison to the Mayors' and Councilmembers' Association of Sonoma County with the purpose of attending all future meetings. The Association members would like to solidify a direct connection with the Board of Supervisors with respect to its role and duties associated with the various jurisdictions in Sonoma County.

**Discussion:**

**Prior Board Actions:**

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**Strategic Plan Alignment** Goal 4: Civic Services and Engagement

Fiscal Summary			
Expenditures	FY 16-17 Adopted	FY 17-18 Projected	FY 18-19 Projected
Budgeted Expenses			
Additional Appropriation Requested			
<b>Total Expenditures</b>			
<b>Funding Sources</b>			
General Fund/WA GF			
State/Federal			
Fees/Other			
Use of Fund Balance			
Contingencies			
<b>Total Sources</b>			
<b>Narrative Explanation of Fiscal Impacts:</b>			
<b>Staffing Impacts</b>			
Position Title (Payroll Classification)	Monthly Salary Range (A – I Step)	Additions (Number)	Deletions (Number)
<b>Narrative Explanation of Staffing Impacts (If Required):</b>			
<b>Attachments:</b>			
Request letter from Mayors' and Councilmembers' Association of Sonoma County's Chair, Jake Mackenzie.			
<b>Related Items "On File" with the Clerk of the Board:</b>			





**City Council**

Jake Mackenzie  
Mayor

Pam Stafford  
Vice Mayor

Amy O. Ahanotu  
Gina Belforte  
Joseph Callinan  
Councilmembers

Darrin Jenkins  
City Manager

Don Schwartz  
Assistant City Manager

Michelle Marchetta Kenyon  
City Attorney

Karen Murphy  
Assistant City Attorney

JoAnne Buergher  
City Clerk

Betsy Howze  
Finance Director

Brian Masterson  
Director of Public Safety

John McArthur  
Director of Public Works and  
Community Services

Mary Grace Pawson  
Director of  
Development Services

Victoria Perrault  
Human Resources Director

November 17, 2017

Supervisor Shirlee Zane, 3<sup>rd</sup> District  
Chair, Sonoma County Board of Supervisors  
575 Administration Drive, Room 100A  
Santa Rosa, CA 95403

RE: Request for Liaison Appointment to the Mayors' and Councilmembers'  
Association of Sonoma County

Dear Supervisor Zane,

On behalf of the Mayors' and Councilmembers' Association of Sonoma  
County (Association), I would like to thank you for supporting Supervisor  
Gore's attendance at the November 17, 2017 meeting held in Healdsburg.

The Association is requesting that the Chair of the Board of Supervisors  
nominate a liaison to the Mayors' and Councilmembers' Association of  
Sonoma County with the purpose of attending all future meetings. The  
Association members would like to solidify a direct connection with the Board  
of Supervisors with respect to its role and duties associated with the various  
jurisdictions in Sonoma County.

I look forward to receiving your response in the near future.

Sincerely,

Jake  
Jake Mackenzie, Chair  
Mayors' and Councilmembers' Association of Sonoma County

cc: Supervisor James Gore



## County of Sonoma Agenda Item Summary Report

Clerk of the Board  
575 Administration Drive  
Santa Rosa, CA 95403

**Agenda Item Number: 4**  
(This Section for use by Clerk of the Board Only.)

**To:** Sonoma County Board of Supervisors

**Board Agenda Date:** December 29, 2017

**Vote Requirement:** Majority

**Department or Agency Name(s):** County Administrator

**Staff Name and Phone Number:**

Sheryl Bratton, 565-2431

**Supervisory District(s):**

All

**Title:** Fire Recovery Update

### **Recommended Actions:**

Receive update on fire recovery efforts and next steps.

### **Executive Summary:**

In the early morning hours of October 9, 2017, the Emergency Operations Center was activated in response to several fires that became known as the Sonoma Complex Fires. The disaster is one of the worst in California history, and presents an ongoing risk to the life and safety of people, property and environment of Sonoma County. Staff will provide an update on recovery and resiliency efforts.

### **Discussion:**

In the early morning hours of October 9, 2017, the Emergency Operations Center was activated in response to several fires that became known as the Sonoma Complex Fires. The Fires burned 173 Square Miles, destroyed 6,579 Structures and damaged an additional 486.

Planning for recovery efforts were initiated and continue every day to help Sonoma County residents begin the process of rebuilding. The recovery efforts associated with the Sonoma Complex Fires are multi-pronged, and impact almost all of the departments within the County.

The oral update will include information from Peter Rumble, Deputy County Administrator.

### **Prior Board Actions:**

December 12, 2017 – Disaster fiscal update and creation of Sonoma County Office of Recovery and Resiliency

December 5, 2017 – Renewal of Emergency proclamations and Urgency Ordinance Extending Prohibition on New Vacation Rental and Hosted Rental Permits.

November 21, 2017 - Renewal of Emergency proclamations and Amendments To The Cleanup Urgency Ordinance Addressing Enforcement.

November 14, 2017 - various actions supporting recovery efforts.

November 7, 2017 - Renewal of Emergency proclamations, Resolution to allow Temporary Residential Use of Recreational Vehicles on Agricultural Lands and Lands Under Land Conservation Act Contracts for Emergency and Immediate Housing needs

October 24, 2017-various actions supporting recovery efforts, including urgency ordinances related to housing availability and the prevention of price gouging, waiving impact fees for new accessory dwelling units, and implementation of Safe Parking.

October 17, 2017-authorize the State to provide direct assistance for debris removal

October 10, 2017-Ratify the Proclamation of a Local Emergency and Request for State and Federal Assistance

<b>Strategic Plan Alignment</b>	Goal 3: Invest in the Future
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Fiscal Summary			
Expenditures	FY 17-18 Adopted	FY 18-19 Projected	FY 19-20 Projected
Budgeted Expenses			
Additional Appropriation Requested			
<b>Total Expenditures</b>			
<b>Funding Sources</b>			
General Fund/WA GF			
State/Federal			
Fees/Other			
Use of Fund Balance			
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<b>Total Sources</b>			
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<b>Attachments:</b>			
<b>Related Items “On File” with the Clerk of the Board:</b>			